

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

KATHLEEN M. JUNGCLAUS,	:	CIVIL ACTION
Plaintiff,	:	
v.	:	No. 17-4462
WAVERLY HEIGHTS, LTD., THOMAS P.	:	
GARVIN, and JOHN and JANE DOES	:	
NUMBERS 1-21,	:	
Defendants.	:	

ORDER

AND NOW, this 9th day of April, 2018, upon consideration of Defendants', Waverly Heights, LTD., Thomas P. Garvin, and John and Jane Does Numbers 1-21 ("Defendants"), Motion to Dismiss Counts V and VI of Plaintiff's Amended Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) and Plaintiff Kathleen M. Jungclaus' Memorandum of Law in Opposition, it is hereby **ORDERED** that Defendants' Motion to Dismiss Counts V and VI of Plaintiff's Amended Complaint pursuant to Federal Rule of Civil Procedure 12(b)(6) (Doc. No. 5) is **GRANTED**.

IT IS FURTHER ORDERED that Counts V and VI of Plaintiff's Amended Complaint are **DISMISSED WITH PREJUDICE**.

BY THE COURT:

/s/ Robert F. Kelly
ROBERT F. KELLY
SENIOR JUDGE